IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 23RD MAY 2007 / 2ND JYAISHTA 1929

Bail Appl..No. 3005 of 2007()

CRIME NO.247/07 OF CHANGANACHERRY POLICE STATION

: PETITIONER/ACCUSED:

P.F. SHAJI, S/O.P.V.FRANCIS,
MANAGING PARTNER, NIRADEEPAM ROLLER FLOUR MILL,
P.O.THURUTHY, CHANGANACHERRY, KOTTAYAM DISTRICT,
PIN-686 535, RESIDING AT `PULICKAL HOUSE',
IDUSTRIAL NAGAR P.O., CHANGANACHERRY,
KOTTAYAM DISTRICT, PIN-686 106.

BY ADV. SRI.P.N.RAVINDRAN
SMT.PREETHY KARUNAKARAN
SMT.MEENA.A.
SMT.M.R.MINI
SRI.JAYKAR.K.S.

RESPONDENTS: COMPLAINANT & STATE:

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1. SUB INSPECTOR OF POLICE,
CHANGANACHERRY POLICE STATION,
CHANGANACHERRY P.O., KOTTAYAM DISTRICT.

2. STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM, COCHIN-682 031.

BY D.G.P. SRI.P.G.THAMPI

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 23/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 3005 OF 2007

Dated this the 23rd day of May, 2007

O R D E R

Petitioner, who is the accused in Crime No.247/07 of Changanacherry Police Station for offences punishable under Sec.3(1) of the Kerala Essential Commodities Act, 1955 and section 5(a) of the Kerala Rationing Order, 1966, seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioner to surrender before the Investigating Officer for the purpose of interrogation and then to have his application for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioner shall surrender before the investigating officer on any day between 29-05-2007 and 31-05-2007 for the purpose of interrogation and recovery of incriminating material, if any. The petitioner shall, thereafter, be produced on the same day before the Magistrate, who shall consider his application for regular bail, preferably on the same date on which such application is filed.

This petition is disposed of as above.

(V. RAMKUMAR, JUDGE)

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